

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

WM CAPITAL PARTNERS XXXV, LLC,

No. C 14-03556 WHA

Plaintiff,

v.

THE MEN'S WAREHOUSE, INC.,

**ORDER ADOPTING MAGISTRATE  
JUDGE'S REPORT AND  
RECOMMENDATION**

Defendant.

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THE MEN'S WAREHOUSE, INC.,

Third-Party Plaintiff,

v.

INTERACTIVE WORLDWIDE CORP.

Third-Party Defendant

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The Court is in receipt of the report and recommendation by Magistrate Judge Elizabeth Laporte on the Men's Warehouse's motion for default judgment against third-party defendant Interactive Worldwide Corporation. No objections to this report and recommendation were filed and the Men's Warehouse submitted a sworn declaration stating that it served a courtesy copy of its default judgment motion on Interactive Worldwide Corporation. This order thus **ACCEPTS AND ADOPTS** the findings in Judge Laporte's report and recommendation. Judgment in favor of the Men's Warehouse, and against Interactive Worldwide Corporation, in the amount of \$232,091.76 will be entered separately.

**IT IS SO ORDERED.**

Dated: December 11, 2015.

  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE